

**Dennis L. Smith**  
**P.O. Box 311**  
**Selbyville, Delaware 19975**

February 19, 2008

*Original*

**Staff of Chief Judge Gregory M. Sleet and**

Staff of Judge Joseph J. Farnan Jr., --- **28 U.S.C.A § 144.**

**§ 1331 § 1343** Viably – Pending,.

Office of the Clerk

United States District Court

844 N. King Street, Lockbox 18

Wilmington, Delaware 19801 - 3570

“ Equal Justice ”

“ Under the Law(s) ”



Re: The **CLARIFICATION**, of my Legal Document / “ **Notice of Motion** **Requesting that Judge Joseph J. Farnan Jr to not Proceed ANY Further** / **28 U.S.C.A § 144.**, in this case and a response to this court’s January 22, 2008 **Order to Show Cause.** This Civil Case No. 07 – 525 is part of my **Interlocutory Appeal** civil case No. 07 – 3999.” Which, I filed on: 2 / 15 / 2008, In re Smith vs. Meyers, initial and incumbent reason(s) of this case was for: Inalienable Fully constitutional vehement over-due Federalized **Injunctive Relief;** as **initially Requested as a matter of Law,** is viably – Vehemently pending, under the Law.

Dear **Staff of Chief Judge Sleet and** Staff of Judge Farnan Jr., **28 U.S.C.A § 144 .:**

Please see **page No. 7**, from referenced legal Motion as mentioned above, second notice filed on 2 / 15 / 2008.

**Please Rectify as follow(s):**

First of all, I by “ no ” fault nor culpability of my own involuntarily got caught – up , in the multiple frivolous – deceitful mentioning(s) of “ Fed. R. Civ. P. **4(m).**”, by way of your(s) truly Judge Joseph J. Farnan Jr. and all involved / **42 U.S.C.A § 1985(3), not acting** on my **INITIAL EX PARTE MOTION** dated August 30, 2007, under Fed. R. Civ. P. **4.1(a).**

According to the exact definition thereof of this Rule 4(m) of the Honorable Federal Rule(s) of civil procedure; as is; time limit for service of **SUMMON(S) and COMPLAINT** has to be made upon the **defendant(s) within 120 – days**, Per se. Therefore, update; **I do not fit this criteria**, please check the RECORD, concerning this referenced above civil case, initial **EX PARTE MOTION / Legal – Action ”** filed on August 30, 2007, and see the first page on its face, as pointed out in my Statement of Facts as listed below:

**STATEMENT OF FACTS**

{a}. The “ **PETITIONER.** ” Attached and-- **highlighted in yellow**-----**Exhibit A**

{b}. My **adversarie(s)**, are / were heretofore labeled as **INITIALLY** docketed as;  
 “ **RESPONDENT(S).** ” Attached and-- **highlighted in yellow**-----**Exhibit A**

**Staff of Chief Judge Sleet and**

Staff of Judge Farnan Jr., --- 28 U.S.C.A § 144.

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- {c}. This INITIAL “ Legal – Action ” filed on August 30, 2007, **first page** is, clearly on its **FACE**; marked **“NOT A LAWSUIT” / COMPLAINT Per se**. Please see **this first page** of Petitioner’s Legal – Action, Attached and-- **highlighted in yellow-----Exhibit A**
- {d}. Please be legally aware, this Viable Legal – Action filed on August 30, 2007, was for **Federal “... Injunctive Relief Notice of Motion EX PARTE Temporary Restraining Order ”** but, the U.S. District Court ( Wilmington Delaware ) **failed to** RECORD my Legal – Action **as INJUNCTIVE RELIEF** and **EX PARTE** thereon, their **DOCKET #**:1:07 –cv–00525 - JJF **D. I. # 1 and # 2. INJUNCTIVE RELIEF** and **EX PARTE** **are also key issues**. To this day I am still awaiting to see my constitutional Inalienable due process oriented total fairness, on the Ruling for my very NECESSARY constitutional preventive Injunctive Motion(s). Please see **this first page** of Petitioner’s Legal – Action, as mentioned in this paragraph. Attached and-- **highlighted in yellow-----Exhibit A**
- {e}. In my above **REFERNCED Motion filed on 2 / 15 / 2008**, I only used Fed. R. Civ. P. **4(m)**, **as** mentioned on **page # 7**, due to the bottom – line, **to make clear** of my unequivocal / indubitable full compliance(s) of Notice to **“ RESPONDENT(S). ”** Therefore, clearly without a doubt within the 120 – days which **started after** Judge Joseph J. Farnan Jr’s **Memorandum Order** dated September 11, 2007, I **then** started using Fed. R. Civ. P. **4(m)**, for the reasons just mentioned, but the fact is, this Fed. R. Civ. P. **4(m)**, **DOES NOT EVEN APPLY** to my INITIAL **EX PARTE** MOTION “ Legal –Action” filed on August 30, 2007, under Fed. R. Civ. P. **4.1(a)**, which was **before** this Judge’s **Memorandum Order**.

**AFTER** Judge Joseph J. Farnan Jr’s **Memorandum Order** dated September 11, 2007, therefore approximately **Four (4) months plus later, then PROCEDURE ATTACKS ISSUES BELOW and ABOVE CONCERNING Fed. R. Civ. P. 4(m)**,

**Under 42 U.S.C.A. § 1981(a).**, therefore, I Paid for Federal service, which I did not received from the Selbyville, Delaware’s U.S. Federal Post Office. This Post Office violated my constitutional right(s) by **repeatedly** allowing **RESPONDENT(S)** to write threatening notes and/or note(s) and/or name(s) not properly signed and printed and/or not signed and printed thereon my Certified **Return** Receipt Forms 3811, **these wrongful acts** are not in accordance with **clearly written instruction** thereon these 3811 Receipts. See exact **evidence** below:

1. **Actionable Negligence --- Partaker;** Respondent / Mr. Steven S. Krebs clearly violated written instruction as indicated on its face of my Certified **Return** Receipt Form 3811 No. 7099 3400 0006 3815 **9415**, by not printing his name and stating and I quote, “ **Please Leave me Alone / or I will sue.**” ( *This quote is total nonsense.*) Form No. 3811 attached as -----**Exhibit B – No. 1**

**Staff of Chief Judge Sleet and**

Staff of Judge Farnan Jr., --- 28 U.S.C.A § 144.

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2. **Actionable Negligence --- Partaker;** Respondent / Mr. Steven S. Krebs clearly violated written instruction as indicated on its face of my Certified **Return** Receipt Form 3811 No. 7099 3400 0006 3815 **8906**, by **not printing his name** and stating and I quote, “ **Please leave me alone.**”  
Form No. 3811 attached as -----**Exhibit B – No. 2**
3. **Actionable Negligence --- Partaker;** Respondent / Mr. Steven S. Krebs clearly violated written instruction as indicated on its face of my Certified **Return** Receipt Form 3811 No. 7007 0220 0001 0621 **8242**, by stating and I quote, “ **The next one you send to us ! will be Refused.**” \*\*\*\*\*  
Form No. 3811 attached as -----**Exhibit B – No. 3**
4. **Actionable Negligence --- Partaker;** Respondent / Ms. Patricia A. Meyers clearly violated written instruction as indicated on its face of my Certified **Return** Receipt Form 3811 No. 7007 0220 0001 0621 **8082**, by the Selbyville, Delaware’s U.S. Federal Post Office confirming that she received this Mail, **but did not sign and print her name on Form 3811 as required**, this **incorrect act is not my Negligence** concerning **Fed. R. Civ. P. 4(m)**, issue. \*\*\*\*  
Form No. 3811 attached as -----**Exhibit B – No. 4**

Again, for the record, **AFTER** Judge Joseph J. Farnan Jr’s Memorandum Order dated September 11, 2007, I then started given Notice to Respondent(s) and continue to date, as the Federal District Court’s recorded records will show concerning civil case No. 07 – 525 – JJF and the Federal Appeals Court’s recorded records will show concerning civil case No. 07 – 3999.

**Also, for the record**, Selbyville, Delaware’s U.S. Federal Post Office, confirmed that a **Ms. Michelle Asham** from the Millsboro, Delaware’s U.S. Federal Post Office wrongfully allowed **Ms. Patricia A. Meyers** to receive my Certified Mail No. 7007 0220 0001 0621 **8082**, without signing and printing her name from the Frankford, Delaware’s U.S. Federal Post Office, see **Exhibit B – No. 4** as just mentioned above. **Furthermore**, **Ms. Michelle Asham** in a phone conversation on or about February 22, 2008, confirmed that she is by her husband, **related** to **Mr. Dean Asham**, who is a Delaware State Police.

For one issue at this time, **Mr. Dean Asham** as just mentioned above, **in the past** falsely arrested me concerning a public video tape issue based on **allegations** from **Respondent / Mr. Steven S. Krebs** involving **Respondent / Ms. Patricia A. Meyers’** 2.5 acres parcel of real estate property, which I have a mutual July 12, 2006 agreement. This false arrest was **Nolle prosequi** by the **State of Delaware**, in the past.

I hope that, all who are involved in wrongdoings as mentioned in this letter, be founded based on “ **COINCIDENT** ” and not the “ **Buddy System** ” / Conspiracy / Misprision of Felony and/or Obstructing Justice.

**Staff of Chief Judge Sleet and**

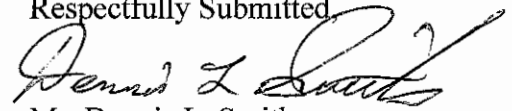
Staff of Judge Farnan Jr., --- **28 U.S.C.A § 144.**

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February 19, 2008

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Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Dennis L. Smith", written in black ink.

Mr. Dennis L. Smith

Cc: See Attached “ **Certificate of Service** ”

**For The District of Delaware**

Mr. Dennis L. Smith Sr.

Petitioner,

VS.

Ms. Patricia A. Meyers, and her son  
Mr. Mack L. Davis Jr., and all of her  
sibling(s),  
Mr. Steven S. Krebs, and his mother  
Ms. Barbara Krebs and any other  
person(s) who Attempt, to "ILLEGALLY  
- **"OBSTRUCT - Power of Attorney**  
Document Book / No. 00776 page;  
**041 Legal Dated 10-27-03** of the  
Sussex County Delaware Office of the  
{Incumbent} recorder of Deed(s) }

Respondent(s).

C.A. No. 07 - 525

**Re; Equal - Right(s);**

In ref: Vindication of civil Right(s)


**Here – under; 42 U.S.C.A § 1988.**

This is **not** a lawsuit. The sole purpose of this is to simply constitutionally **enforce 42 U.S.C.A. § 1981(b), under the Law.**

**AFFIDAVIT OF DENNIS L. SMITH**

STATES OF DELAWARE :  
 : SS.  
NEW CASTLE COUNTY :

The, preceding - indelible truthful – statement(s) in my “ **CLARIFICATION** ”  
**letter dated February 19, 2008** are true to the best of my knowledge and belief(s); of;  
Dennis L. Smith and are in full vehement compliance / Compliance(s) Here- with / Here  
– under; **28 U.S.C.A. § 1746**, and **18 U.S.C.A. § 1621**.

  
Dennis L. Smith

Date 2/25/2008



**CERTIFICATE OF SERVICE**

I hereby certify that two true copies of my "**CLARIFICATION**" letters dated **February 19, 2008** have been certified mailed or hand delivered on this 25 day of February 2008, to the Court and Respondent(s) at the following addresses:

**Staff of Chief Judge Gregory M. Sleet and**  
Staff of Judge Joseph J. Farnan Jr., --- 28 U.S.C.A § 144.  
§ 1331 § 1343 Viably – Pending.  
Office of the Clerk  
United States District Court  
844 N. King Street, Lockbox 18  
Wilmington, Delaware 19801 – 3570  
**Certified Mail No. 7007 0220 0001 0621 8099**

Ms. Patricia A. Meyers, and her Son,  
Mr. Mack L. Davis Jr., and  
all of her sibling(s)  
RR 4 Box 103A  
Frankford, Delaware 19945  
**Certified Mail No. 7007 0220 0001 0621 8112**

Mr. Steven S. Krebs and  
his Mother Ms. Barbara Krebs  
P.O. Box 796  
Selbyville, Delaware 19975  
**Certified Mail No. 7007 0220 0001 0621 8105**

For Verification purpose(s) only;  
John Brady  
Recorder of Deeds  
2 The Circle  
P. O. Box 827  
Georgetown, Delaware 19947  
**Certified Mail No. 7007 0220 0001 0621 8129**

**All mentioned above, certified mailed or hand Delivered by Dennis L. Smith.**

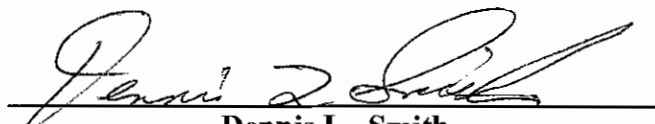
  
Dennis L. Smith

Exhibit A

Exhibit A

**In The United States District Court  
For The District of Delaware**

Mr. Dennis L. Smith Sr.

Petitioner,

vs.

Ms. Patricia A. Meyers, and her son  
Mr. Mack L. Davis Jr., and all of her  
sibling(s),  
Mr. Steven S. Krebs, and his mother  
Ms. Barbara Krebs and any other  
person(s) who Attempt, to "ILLEGALLY  
- "OBSTRUCT - Power of Attorney  
Document Book / No. 00776 page;  
041 Legal Dated 10-27-03 of the  
Sussex County Delaware Office of the  
{Incumbent} recorder of Deed(s) }

Respondent(s).

C.A. No. 07-525

Re; Equal - Right(s);

In ref: Vindication of civil Right(s)

Here - under; 42 U.S.C.A § 1988.

This is not a lawsuit. The sole purpose  
of this is to simply constitutionally  
enforce 42 U.S.C.A. § 1981(b). under  
the Law.

**In Re; Violation(s) of 42 U.S.C.A § 1981(a)(b).**  
**Notice of amicable Request for instantaneous Injunctive Relief**  
**Notice of Motion Ex parte**  
**EMERGENCY**  
**Temporary Restraining "Order"**

To prevent further Irreparable Hedonic damage(s) to Mr. Dennis L Smith and  
his mutual July 12, 2006 Recorded Agreement Book 00913 Page 046  
and his mutual October 27, 2003 Power of Attorney Recorded  
Agreement Book 00776 Page 041, both of these documents are  
recorded in the Sussex County Recorder of Deeds. I, Mr. Dennis L. Smith



Exhibit B



B-No. 1

B-No. 2

B-No. 3

B-No. 4

Exhibit B

Exhibit B - No. 1

Exhibit B - No. 2

COMPLETE THIS SECTION

Items 1, 2, and 3. Also complete Restricted Delivery is desired. Write name and address on the reverse and to the back of the mailpiece, if it space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Signature [Signature] ☐ Agent ☐ Addressee  
B. Received by (Printed Name) [Signature] ☐ Agent ☐ Addressee  
C. Date of Delivery 1-14-08  
D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below: [Signature]

1. Article Addressed to:  
Mr. Steven S. Krebs and his Mother MS. Barbara Krebs  
P.O. Box 796  
Selbyville, Del. 19975

A. Signature [Signature] ☐ Agent ☐ Addressee  
B. Received by (Printed Name) [Signature] ☐ Agent ☐ Addressee  
C. Date of Delivery 1-14-08  
D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below: [Signature]

Article Number (Transfer from service label) 7099 3400 0006 3815 9415  
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

2. Article Number (Transfer from service label) 7099 3400 0006 3815 8906  
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) STEVEN S. KREBS B. Date of Delivery 8-19-08  
C. Signature [Signature] ☐ Agent ☐ Addressee  
D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below: [Signature]

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.

COMPLETE THIS SECTION ON DELIVERY

A. Received by (Please Print Clearly) [Signature] B. Date of Delivery [Signature]  
C. Signature [Signature] ☐ Agent ☐ Addressee  
D. Is delivery address different from item 1? ☐ Yes ☐ No  
If YES, enter delivery address below: [Signature]

Article Addressed to:  
Mr. Steven S. Krebs and his Mother MS. Barbara Krebs  
P.O. Box 796  
Selbyville, Del. 19975

1. Article Addressed to:  
Mr. Steven S. Krebs and his Mother MS. Barbara Krebs  
P.O. Box 796  
Selbyville, Del. 19975

1. Article Addressed to:  
Ms. Patricia A. Meyers, and her son Mr. Mack L. Davis Jr. and all of her sibling(s)  
RR 4 Box 103A  
Frankford, Del. 19945

1. Article Addressed to:  
Ms. Patricia A. Meyers, and her son Mr. Mack L. Davis Jr. and all of her sibling(s)  
RR 4 Box 103A  
Frankford, Del. 19945

2. Article Number (Copy from service label) 7007 0220 0001 0621 8242  
PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952

2. Article Number (Copy from service label) 7007 0220 0001 0621 8082  
PS Form 3811, July 1999 Domestic Return Receipt 102595-00-M-0952



Dennis Smith  
P.O. Box 311  
Selbyville, Del. 19975

U.S. POSTAGE  
SELBYVILLE, DE  
19975-0000  
FEB 25 2008  
PAID  
\$5.28  
60056174 01



19601

0000

**First Class Mail**

Staff of Chief Judge Gregory M. Sleet and  
Staff of Judge Joseph J. Farnan Jr., --- 28 U.S.C.A. § 144.  
§ 1301 § 1343 Naby --- Pending  
Office of the Clerk  
United States District Court  
941 N. King Street, Lockbox 18  
Wilmington, Delaware 19801-3570

